

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

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**G.S. by and through his parents and next  
friends, BRITTANY and RYAN  
SCHWAIGERT, S.T. by and through  
her mother and next friend, EMILY  
TREMEL; J.M., by and through  
her mother and next friend,  
KIMBERLY MORRISE; and on  
behalf of those similarly situated,**

**Plaintiffs,**

**v.**

**GOVERNOR BILL LEE, in his official  
capacity as GOVERNOR OF TENNESSEE,  
and SHELBY COUNTY, TENNESSEE,**

**Defendants.**

**Case 2:21-cv-02552-SHL-atc**

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**NOTICE OF APPEAL**

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Defendant Bill Lee, in his official capacity as Governor of the State of Tennessee, hereby gives notice of his appeal to the United States Court of Appeals for the Sixth Circuit from the district court's September 17, 2021 Order granting a preliminary injunction enjoining him from enforcing Executive Order No. 84 in Shelby County, Tennessee, or allowing parents to opt out of Defendant Shelby County's mask mandate, as currently specified under Shelby County Health Order No. 25, including the legal conclusions and factual findings on which the Order is based. (*See* ECF No. 62.)

Respectfully submitted,

HERBERT H. SLATERY III  
Attorney General and Reporter

s/James R. Newsom III  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this the 27th day of September, 2021, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing report. Parties may access this filing through the Court's electronic filing system.

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